



**BOARD OF COUNTY COMMISSIONERS  
SHELBY COUNTY, TENNESSEE**

**A G E N D A**

**APRIL 10, 2006**

*Commissioner Tom Moss, Chairman  
Commissioner Joe Ford, Chairman Pro Tempore  
Commissioner Marilyn Loeffel  
Commissioner George Flinn  
Commissioner John Willingham  
Commissioner Walter Bailey, Jr.  
Commissioner Julian T. Bolton*

*Commissioner Deidre Malone  
Commissioner Michael Hooks  
Commissioner Cleo Kirk  
Commissioner Joyce Avery  
Commissioner David Lillard  
Commissioner Bruce Thompson*

**1:30 P.M. COMMISSION CONVENES**

**CALL TO ORDER Deputy Sheriff Darren Williams**

**INVOCATION Dr. Darryl S. Tukufu  
Mississippi Boulevard Christian Church**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**Approval of Minutes of Previous Sessions**

**MALONE March 27, 2006  
ADOPTED March 29, 2006**

**C O N S E N T A G E N D A**

**Resolutions of Memorial, Sympathy and Commendation**

**MALONE 1. Resolution acknowledging April 2006 as “National  
ADOPTED Donate Life Month” in Shelby County, in support of  
organ and tissue donor awareness.**

**Ordinances**

**LOEFFEL 2. ORDINANCE – FIRST READING – An Ordinance to  
APPROVED amend Chapter 28 of the Code of Shelby County to  
provide for the disposal of tenant property discarded  
onto county right-of-ways, easements or other property  
owned or maintained by the county after an eviction.**

**Zoning and Subdivisions**

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| <b>LOEFFEL<br/>ADOPTED<br/>(A)</b> | <b>3. Resolution approving various subdivision contracts, plats, extensions, etc., as recommended by the County Engineer.</b> |
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**Reports and/or Resolutions of Standing Committees**

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| <b>KIRK<br/>ADOPTED</b> | <b>4. Resolution calling the Shelby County Board of Equalization into Regular Session for Tax Year 2006 and extending the Special Session for Tax Year 2005.</b> |
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| <b>KIRK<br/>ADOPTED</b> | <b>5. Resolution amending the FY 2005/2006 Capital Improvement Fund Budget to account for the impact of the General Obligation Public Improvement and School Bonds, 2006 Series A and of the General Obligation Variable Rate Demand Public Improvement and School Bonds, 2006 Series B.</b> |
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| <b>KIRK<br/>ADOPTED</b> | <b>6. Resolution approving the sale of a 0.172 acre lot located on the east side of Kansas Street to Shady Grove Missionary Baptist Church for \$2,000.00.</b> |
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| <b>KIRK<br/>ADOPTED</b> | <b>7. Resolution approving the sale of a vacant lot located at 1392 Driver Street to John W. Barlow, Sr., for \$1,500.00.</b> |
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| <b>LILLARD<br/>ADOPTED</b> | <b>8. Resolution to grant a permanent fifty foot wide sanitary sewer easement and a 20 foot wide temporary construction easement to the City of Memphis, across real property owned by the county of Shelby, without monetary consideration, for the extension of the Grays Creek Sewer System.</b> |
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| <b>LILLARD<br/>ADOPTED</b> | <b>9. Resolution to convey 460 square feet of county owned real property along with the grant of a temporary construction easement, located on the southwest corner of Old Allen Road and Ridgemont Avenue, to the City of Memphis, without monetary consideration, for proposed roadway improvements to the intersection of Old Allen Road and Ridgemont Avenue.</b> |
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| <b>LILLARD<br/>ADOPTED</b> | <b>10. Resolution to convey 1,857 square feet (0.043 acres) of county owned land along with the grant of a permanent drainage easement and a temporary construction easement across a tract of land owned by County of Shelby for the use and benefit of the Shelby County Conservation Board, located on the north side of Summer Avenue to the State of Tennessee, without monetary consideration, for the widening and improvement of Summer Avenue (S.R. 1).</b> |
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<b>AVERY ADOPTED</b>	<b>11.</b>	<b>Resolution awarding a contract to Standard Construction Company for the FY2005/2006 Asphalt Concrete Surfacing Program, Phase 1 Area 1, in the amount of \$525,369.91.</b>
<b>AVERY ADOPTED</b>	<b>12.</b>	<b>Resolution to amend the Memphis and Shelby County Health Department FY 2005/2006 Operating Budget (TennCare Preventive Dental Program).</b>
<b>AVERY ADOPTED</b>	<b>13.</b>	<b>Resolution authorizing Shelby County to accept \$285,818.00 from the U.S. Department of Housing and Urban Development (HUD) for substance abuse services for homeless patients and to amend the FY 2005/2006 Operating Budget.</b>
<b>THOMPSON (DEFERRED TO 05/08/06)</b>	<b>14.</b>	<b>Resolution approving and authorizing the Shelby County Mayor to execute an Intergovernmental Agreement between the City of Lakeland and County of Shelby, Tennessee, in connection with Division 14, General Sessions Court, for enforcement of city ordinances involving environmental violations.</b>
<b>THOMPSON ADOPTED</b>	<b>15.</b>	<b>Resolution authorizing the expenditure of funds to Foundation Associates in the amount of \$49,500.00 for drug treatment services under Shelby County Contract No. CA064295 for Shelby County Drug Court.</b>
<b>THOMPSON ADOPTED</b>	<b>16.</b>	<b>Resolution authorizing the expenditure of funds to New Directions in the amount of \$85,000.00 for drug treatment services under Shelby County Contract No. CA062217 for Shelby County Drug Court.</b>
<b>THOMPSON ADOPTED</b>	<b>17.</b>	<b>Resolution amending the FY 2005/2006 Operating Budget of the Shelby County Drug Court and appropriating interest earned on proceeds of the Local Law Enforcement Block Grant for federal fiscal year 2004 in the amount of \$5,470.00.</b>
<b>THOMPSON ADOPTED</b>	<b>18.</b>	<b>Resolution amending the FY 2005/2006 Operating Budget and authorizing the Shelby County Mayor to execute a grant agreement with the State of Tennessee – Tennessee Emergency Management Agency – in the amount of \$450,000.00.</b>
<b>THOMPSON ADOPTED</b>	<b>19.</b>	<b>Resolution amending the FY 2005/2006 Operating Budget and authorizing the Shelby County Mayor to execute a grant agreement with the State of Tennessee – Tennessee Emergency Management Agency – in the amount of \$150,000.00.</b>
<b>LOEFFEL ADOPTED</b>	<b>20.</b>	<b>Resolution approving an agreement between Shelby County Government and Enterprise Rent-A-Car of Tennessee for the purpose of providing transportation</b>

services pertaining to the vanpool program for Memphis Area Rideshare’s Commuter Club in the amount of One Hundred Fifty Six Thousand Dollars (\$156,000.00).

LOEFFEL  
ADOPTED

21. Resolution approving contract between Shelby County Government and Economic Research Associates for conducting a Light Rail Economic Feasibility Study for the Memphis Metropolitan Planning Organization in the amount of Four Hundred Fifty Thousand Dollars (\$450,000.00).

WILLINGHAM  
ADOPTED

22. Resolution appropriating \$194,000.00 from FY 2005 CIP Project No. 101701, Memphis Cook Convention Center Cooling Tower Project.

FLINN  
ADOPTED

23. Resolution approving the transfer of title of seven parcels of Homestead Program property pursuant to Tennessee Code Annotated Sections 7-66-101 to 7-66-111 and Resolution No. 24 adopted by the Shelby County Board of Commissioners October 7, 1985, authorizing the implementation of the Shelby County Homestead Program.

BAILEY  
ADOPTED

24. Resolution establishing a process to reconcile the recommendations by auditors from Shelby County Government’s Comprehensive Annual Financial Report.

FORD  
ADOPTED

CONSENT AGENDA

R E G U L A R   A G E N D A

Elections, Appointments, and Confirmations

Ordinances

Zoning and Subdivisions

Reports and/or Resolutions for Standing Committees

KIRK  
(DEFERRED  
TO 04/24/06)

25. Resolution approving agreement between the Election Center and Shelby County, Tennessee, to review and evaluate the election procedures and processes of Shelby County, Tennessee, and transferring and appropriating funds in the amount of \$156,560.00 from Commissioner’s Undesignated Contingency Funds for this purpose.

**LILLARD  
ADOPTED**

26. Resolution approving appropriation of funds in the amount not to exceed \$6,461,448.00 for the acquisition of chemical, biological, radiological, nuclear, and explosive (CBRNE) personal protective, explosive device mitigation and remediation, search and rescue, interoperable communications, detection, decontamination, physical security, terrorism incident prevention, logistical support, incident response vehicles, medical supplies, reference materials equipment approved by the State of Tennessee, Department of Military and Tennessee Emergency Management Agency.

**AVERY  
(DEFERRED  
TO 04/24/06)**

27. Resolution to approve a subcontract between the Memphis and Shelby County Health Department and the University of Memphis to provide Community Prevention Initiative services for the period January 1, 2006 through June 30, 2006, in the amount of \$120,000.00.

**AVERY  
(DEFERRED  
TO 04/24/06)**

28. Resolution to approve a subcontract between the Memphis and Shelby County Health Department and Frayser Millington Mental Health Clinic to provide Community Prevention Initiative services for the period January 1, 2006 through June 30, 2006, in the amount of \$120,000.00.

**AVERY  
(DEFERRED  
TO 04/24/06)**

29. Resolution to approve a subcontract between the Memphis and Shelby County Health Department and Girls, Inc., to provide Community Prevention Initiative services for the period January 1, 2006 through June 30, 2006, in the amount of \$120,000.00.

**BAILEY  
(DEFERRED  
TO 04/24/06)**

30. Resolution to (1) amend the CIP Budget for 2005/2006; (2) appropriate \$3,000,000.00 to Shelby County Schools for additions to and/or construction of permanent school facilities in the southeast area of Shelby County to relieve critical overcrowding of schools in that area; (3) amend the CIP budget and appropriating to Memphis City Schools an additional sum of \$7,511,562.00 for the critical capital needs of the Memphis City Schools; (4) provide the capital funding required under this Resolution upon enactment from funding internally allocated within County Government for Year 3 under the Joint School Funding Agreement without raising the aggregate debt ceiling of County Government; and (5) establish an internal reserve fund within County Government which, over a three year period, will provide a pay as you go funding mechanism for the amount necessary to fund \$10,511,562.00 of the appropriation required under Year 3 of the Joint School Funding Agreement.

**BOLTON  
(DEFERRED  
TO 04/24/06)**

31. Resolution requesting the Shelby County Legislative Delegation to support legislation to make Tennessee, Memphis and Shelby County, competitive in attracting and nurturing the Film and Video industries.

**BOLTON  
(DEFERRED  
TO 04/24/06)**

- 32. Resolution to rescind Item No. 21 adopted by the Board of County Commissioners of Shelby County, Tennessee, on January 24, 2005, and requesting the Shelby County Legislative Delegation to withdraw their support in the Tennessee General Assembly of a legislative Bill entitled “An Act to Amend Tennessee Code Annotated, Title 67, Chapter 4, Part 5, Relative to a Tax on the Privilege of Recording Transfers of Realty”.**

**AVERY  
ADOPTED**

- 32A. Resolution by the Board of Commissioners of Shelby County, Tennessee, establishing a community priority on addressing infant mortality.**

**Announcements/Statements**

**Adjournment**

**THOMPSON  
ADOPTED**

- 33. Resolution of Adjournment to April 24, 2006, at 1:30 p.m.**

**AGENDA # 3**  
**DATE APRIL 10, 2006**

**3A**

**SUBDIVISION:** IMPROVEMENTS TO COUNTRY MEADOWS NORTH P.D.,  
SECOND ADDITION, PHASE1, AREA A (P.D. 98-352 CC)

**DEVELOPER:** COUNTRY MEADOWS DEVELOPMENT CORPORATION

**ACTION:** RESOLUTION TO RELEASE THE BOND THAT SECURED THE  
IMPROVEMENTS TO COUNTRY MEADOWS NORTH P.D.,  
SECOND ADDITION, PHASE 1, AREA A (P.D. 98-352 CC)

**LOCATION:** ±150 FEET SOUTH OF THE INTERSECTION OF HAYNES ROAD  
AND CLAREDALE DRIVE.

[If you have any questions about this agenda, please call Steve Summerall, Chief Administrator, at 545-4301]